

EILEEN M. DECKER
United States Attorney
LAWRENCE S. MIDDLETON
Assistant United States Attorney
Chief, Criminal Division
FRANCES S. LEWIS (Cal. Bar No. 291055)
Assistant United States Attorneys
General Crimes Section
1100 United States Courthouse
312 North Spring Street
Los Angeles, California 90012
Telephone: (213) 894-4850
Facsimile: (213) 894-6269
E-mail: frances.lewis@usdoj.gov

Attorneys for Plaintiff
UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTHONY BINGHAM,

Defendant.

No. ED CR 17-2-JGB

ORDER AND FINDINGS
REGARDING POTENTIAL CONFLICT OF
INTEREST

The Court has read and considered the Stipulation Re: Potential Conflict of Interest and the Conflict Waiver signed by both Anthony Bingham and his counsel of record, Miles Clark, III. The Court hereby finds that the Stipulation, which this Court incorporates by reference into this Order, demonstrates facts that support a finding that Miles Clark's representation of defendant in this case and Joseph Damon Denham in United States v. Walter Lee Nichols and Joseph Damon Denham, Case No. CR 16-130-VAP (C.D. Cal.) does not create an actual conflict of interest with respect to defendant.

1 The Court further finds that: (i) defendant has been adequately
2 informed of his right to conflict-free assistance of counsel, the
3 nature of the potential conflict related to his present counsel's
4 representation of defendant and Mr. Denham, and the risks associated
5 with continuing to be represented by his current counsel; (ii)
6 defendant knowingly, voluntarily, and freely waives any actual or
7 potential conflict arising from Mr. Clark's representation of
8 defendant and Mr. Denham, and (iii) defendant understands the risks
9 associated with this decision and makes his waiver with full
10 knowledge of those risks, whether expressly stated or otherwise.

11 THEREFORE, FOR GOOD CAUSE SHOWN:

12 1. The Court accepts the conflict waiver signed by defendant.
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16 IT IS SO ORDERED.

17 February 28, 2017

18 DATE


19 HONORABLE JESUS G. LERNAL
20 UNITED STATES DISTRICT JUDGE

21 Presented by:

22 /s Frances S. Lewis

23 FRANCES S. LEWIS

24 Assistant U.S. Attorney
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